

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

MARJORIE GILLESPIE, et al.,

Plaintiffs,

v.

LORI DRING and NANCY ASARO,

Defendants.

CIVIL ACTION NO. 3:15-CV-00950

(JUDGE CAPUTO)

MEMORANDUM

Presently before the Court is Plaintiffs' Motion to Require Defendants to Make an Election of Remedies.¹ (Doc. 32.) Plaintiffs request that the Court issue an order requiring Defendants to "identify whether they will be seeking to rescind the Settlement Agreement or to enforce the Settlement Agreement and seek damages." (*Id.* ¶ 17.) Assuming an election of remedies is even required, Defendants are not required to make an election at this time. Plaintiffs' Motion will be DENIED.

The Court's opinion is detailed in its Memorandum issued in the companion case, *Dring v. Ariel Land Owners, Inc.*, 3:15-cv-00478 (M.D. Pa.).

An appropriate order follows.

November 8, 2016
Date

/s/ A. Richard Caputo
A. Richard Caputo
United States District Judge

¹ A companion suit filed by Lori Dring and Nancy Asaro against Ariel Land Owners, Inc. ("ALO") is proceeding concurrently. *Gillespie v. Dring*, No. 3:15-cv-00478 (M.D. Pa.). In that case, Defendant ALO has also filed a Motion seeking to require Dring and Asaro to make an election of remedies. (Companion Case, Doc. 17.) The Court's opinion is detailed in the Memorandum accompanying that Order.